

16076 U.S. PTO
021804

Mail Stop: PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney's Ref: HOBSON/101/US
Date: February 18, 2004

19270 U.S. PTO
10/782151
021804

Sir:

Transmitted herewith for filing is the (X) utility () design patent application of
Inventor(s): Bruce E. Dworak et al
For: Surgical Stapler Anvil With Nested Staple Forming Pockets

Enclosed are:

- (X) 16 sheets of specification including claims and abstract.
- (X) 7 sheets of drawings, Figs. 1 to 12.
- (X) An assignment of the invention to Bruce E. Dworak.
- (X) An Information Disclosure Statement and Form PTO-1449.
- (X) An Inventors' Declaration and power of attorney.
- (X) A Request for Non-Publication of Application.

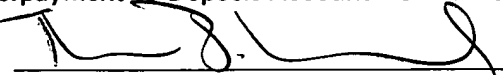
Small entity status is claimed.

The filing fee has been calculated as shown below:

() design application for () small entity = \$165 () not small entity = \$330
(X) utility application

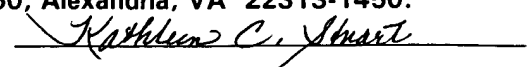
	No. Filed	No. extra	Small Entity Rate	Fee	Not Small Entity Rate	Fee
Basic Fee				\$385	OR	\$770
Total Claims	- 30 =	10	x 9 =	90	OR x 18 =	
Indep. Claims	- 3 =		x 43 =		OR x 86 =	
Multiple Dependent Claims Presented			+ 145 =		OR + 290 =	
			TOTAL =	\$475	TOTAL =	\$

- (XX) A check in the amount of \$ 475.00 to cover the filing fee is enclosed.
- () Please charge my Deposit Account No. 16-2563 in the amount of \$_____ to cover the filing fee. A duplicate of this sheet is enclosed.
- (XX) The Commissioner is hereby authorized to charge any additionally required filing fees under 37 CFR 1.16 associated with this communication or credit any overpayment to Deposit Account No. 16-2563. A duplicate copy of this sheet is enclosed.
- () The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 required during the pendency of this application and to credit any overpayment to Deposit Account No. 16-2563. A duplicate copy of this sheet is enclosed.


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I, Kathleen C. Stuart, hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on February 18, 2004, and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Bruce E. Dworak et al

Being Filed Herewith.

For: Surgical Stapler Anvil With Nested Staple Forming Pockets

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR NON-PUBLICATION OF APPLICATION
UNDER 35 U.S.C. § 122(b)
37 C.F.R. § 1.213(a)

NOTE: 37 C.F.R. § 1.213(a) states: "If the invention disclosed in an application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications eighteen (18) months after filing, the application will not be published under 35 U.S.C. § 122(b) and § 1.211 provided:

- (1) A request (non-publication request) is submitted with the application upon filing;
- (2) The request states in a conspicuous manner that the application is not to be published under 35 U.S.C. § 122(b);
- (3) The request contains a certification that the invention disclosed in the application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen (18) months after filing; and
- (4) The request is signed in compliance with § 1.33(b).

1. This request is being submitted with this application on filing.
2. It is requested that this application not be published under 35 U.S.C. § 122(b).

CERTIFICATION UNDER C.F.R. §§ 1.8(A) AND 1.10

(When Using Express Mail, The Express Mail Label Number Is Mandatory;
Express Mail Certification Is Optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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- ☒ Deposited with the United States Postal Service in an envelope addressed to Mail Stop Patent Application, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313.

37 C.F.R. § 1.8(a)

- ☐ With sufficient postage as First Class Mail.

37 C.F.R. § 1.10

- ☒ As "Express Mail Post Office to Addressee" Mailing Label No. EL 967 911 961 US (Mandatory)

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- ☐ Facsimile Transmission to the U.S. Patent and Trademark Office

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DATE: February 18, 2004

SIGNATURE: Kathleen C. Stuart

Kathleen C. Stuart

3. This is to certify that the invention disclosed in this application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen (18) months after filing.

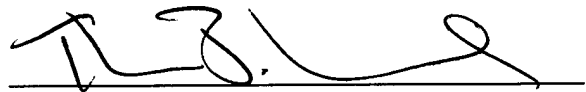
NOTE: 37 C.F.R. 1.33(b): "(b) Amendments and other papers. Amendments and other papers, except for written assertions pursuant to § 1.27(c)(2)(ii) of this part, filed in the application must be signed by:

- (1) A registered attorney or agent of record appointed in compliance with § 1.34(b);
- (2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a);
- (3) An assignee as provided for under § 3.71(b) of this chapter; or
- (4) All of the applicants (§ 1.41(b)) for patent, unless there is an assignee of the entire interest and such assignee has taken action in the application in accordance with § 3.71 of this chapter.

REGISTRATION NO.: 42,877

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